

Government of Andhra Pradesh

ABSTRACT

Land Acquisitionb-Mahabubnagar District-Peddamandadi Mandal-Peddamandadi village-Land acquired for check dam No. 1,2, & 12-Sanction of decretal charges an amount of Rs. 4,38,550/- in Op. No. 17/99 to 21/99 and 23/99 and 7/2000-Orders Issued.

IRRIGATION & C.A.D.(PW-LA.II) DEPARTMENT

G.O.Rt.No. 785

Dated: 13-10-2009

Read the following:-

1. From the District Collector, Anantapur of Lr.Rc. No.G1/6414/2004.
dated 10-01-2009
2. From the CCLA, Hyderabad Lr.No. G3/91/2009 dated 25.4.2009.

ORDER:

The District Collector, Mahabubnagar and the Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad in the references 1st and 2nd read above has stated that the Land to an extent of acres 2-27 ½ in Sy.Nos.902/2 and 914/3 of Peddamandadi village and Mandal were acquired for construction of check Dam by the LA. The Land Acquisition officer has passed Award No.7/98 dt.29.10.98 fixing the market value of land covered by acquisition as Rs.4,000/- per acre. Aggrieved by the decision of LAO the landholders filed petition U/S 18 of L.A. Act and Senior Civil Judge, Wanaparthy in OP.Nos.17/99. to 21/99, 23/99 and 7/2000 in Judgment dt: 25.07.01& 03.01.02 fixed the market value of area covered by acquisition as Rs.22,000/- per acre in addition to other statutory benefits. The LAO filed appeal against the orders of Senior Civil Judge, Wanaparthy in Hon'ble High court of AP and the appellate court allowed the appeals partly with entitlement to interest from the date of issuance of 4(1) notification at 9% per acre for one year and there after at 15% per acre. The appellate court confirmed the decision of lower court in all other respects.

2. After Careful examination of the matter Government hereby accord sanction for an amount of Rs. 4,38,550/- (Rupees Four Lakhs Thirty Eight Thousands Five hundred and fifty only) towards final decretal charges in respect of O.P.No.17/99 to 21/99, 23/99 and 7/2000 pertaining to Peddamandadi (V), Peddamandadi (M) of Mahabubnagar District subject to verification whether the reference under section 18 (1) of the L.A. Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the District Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower Court.

3. The District Collector, Mahabubnagar District is directed to follow the directions issued by the Hon'ble Court in W.P.No. 2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants in respect of O.P.No.17/99 to 21/99, 23/99 and 7/2000 for avoiding intervention of the middlemen.

(P.T.O)

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4. The expenditure sanctioned above may be debited to the Head of Account "4702 COL on MI, MH - 101 - SW - GH(11) - NSP-SH(12) -C&R of MI Schemes - 530 Major works - 532 Lands(Charges)".

5. This order issue with the concurrence of Finance (Works & Projects) Department vide their U.O.No. 21566/821/Exp. PW I/09, Dated: 19.8.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYANATH DAS,
SECRETARY TO GOVERNMENT

To

The Secretary to the CCLA,A.P.Hyderabad

The District Collector, Mahabubnagar District

The Chief Engineer, Minor Irrigation, Hyderabad

The Special Collector, Mahabubnagar

The Revenue Divisional Officer, Vanaparthi

The Superintending Engineer, I & CAD, Mahabubnagar

The Director of Works Accounts, Hyderabad

Copy to:

P.S.to Minister (M & MI)

Law Dept/Finance (W &P) Dept/C.No. 33955/L.A.II(2)/07

S.F/S.Cs

//FORWARDED BY ORDER//

SECTION OFFICER